

## TOWN OF TYNGSBOROUGH

Office of the Board of Selectmen

25 Bryant Lane

Tyngsborough, MA 01879

Tel: 978 649-2300 Ext. 100 Fax: 978 649-2320

APPROVED

### Board of Selectmen Meeting Minutes

Monday, February 27, 2012 at 6:00 P.M. Community Room, Town Offices, 25 Bryant Lane  
Members Present: Selectman Rick Reault, Selectman Robert Jackson, Selectwoman Elizabeth Coughlin, Selectman Allen Curseaden, Selectman Corliss Lambert  
Staff Present: Michael Gilleberto, Admin Assistant Therese Gay

The listing of matters are those reasonable anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed, and other items not listed may also be brought up for discussion to the extent permitted by law.

#### 1. 6:00 PM Open Meeting/Pledge of Allegiance

The Chairman called the meeting to order. The Board was introduced, the Pledge to the Flag, and the Agenda was read by the Clerk of the Board.

#### 2. New Business

##### A. Board of Health vacancy/appointment

The Board received a letter of interest from Ms. Tracie Looney for the open Board of Health position. Ms. Looney worked at the Health Fare and is interested in serving as a member on the Board of Health. The Board welcomed Ms. Looney. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Lambert to appoint Ms. Tracie Looney as a Member on the Board of Health.

#### 3. 6:25 PM Recess

The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Jackson to recess for ten minutes. The Board recessed at 6:25 PM. The Board returned to open session at 6:35 PM.

#### 4. 6:30 PM Tri-Board Meeting – with Finance Committee and School Committee

##### A. Discussion of FY 2013 Budget with State Legislators

The Board of Selectmen is meeting with the School Committee and the Finance Committee to discuss the FY 2013 budget with the State Legislators. The Board is already in session.

The School Committee Members present are Hillary Wennerstrom, Chairperson, members Paul Mitchell, Burt Buchman, Herb Desrosiers, Supt. Don Ciampa, and Supt. Assistant Ms. Kim Oliveira.

The School Committee voted 4-0 on a motion by Member Buchman, second by Member Desrosiers to enter into session.

The Finance Committee Members present are Chairman Kenneth Times, III, Rob Mullin, Linda Geyer and Chris Mellen. The Finance Committee voted 4-0 on a motion by Member Times, second by Member Mullin to enter into session.

Senator Eileen Donoghue and Representative Colleen Garry were invited to attend the meeting to discuss the budget numbers from the cherry sheet and the Governor's numbers. The numbers that were given are preliminary as the House and the Senate has not met to review and recommend. The Governor plans to increase tax on cigarettes, sales tax to candy, neither of these increases have been approved. Both the Senator and the Representative will keep Tyngsborough in mind when deliberating the budget numbers. The Board thanked the Senator and Representative for attending this meeting for answering our questions and for their support in this tough economic time.

The Board voted 5-0 on a motion by Selectman Lambert, second by Selectman Jackson to recess the meeting.

The School Committee thanked the Senator and Representative for attending and for their support. The School Committee voted 4-0 on a motion by Member Buchman, second by Member Desrosiers to adjourn their meeting. The Committee adjourned at 8PM.

The Finance Committee thanked the Senator and Representative for attending and for their support. The Committee voted 4-0 on a motion by Member Mullin, second by Member Geyer to adjourn their meeting. The Committee adjourned at 8PM.

The Selectmen returned to session at 8:15 PM.

## **5. Old Business**

### **A. 2012 License Renewal Update**

The Class I Licensee, New England Transit Sales, Inc. is in compliance according to reports from the Building Commissioner and Class II licensee, LCM Auto Sales has complied; they have submitted a certificate of Insurance.

The New England Wine Society is still looking to the economy to pick up before going forward with the lease and/or purchase of a facility per a conversation with Mr. Saunders it was not in a written response. The Board of Selectmen voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Lambert to set a hearing date for the New England Wine Society to determine whether or not to revoke the Wine and Malt License for not utilizing its license.

The Vesper Country Club is in the process of changing the manager of record, it is at the ABCC office for processing. Manager Transfer Form before the ABCC and approval is pending.

Smokey Bones manager has not responded, the Administrator as contacted the ABCC and find no outstanding tax issues. Have contacted the management on the status of manager.

Angela's Coal Fired Pizza – The present manager of record has been cleared of all charges and has no issues with DOR or DUA.

Kaz United – The establishment has closed, tax payments are being made, and have received notice that the property is schedule for auction on March 23.

Ramoura Corp/O'Conley's – The establishment is closed and we have received no further correspondence on the possibility of a transfer.

Bittersweet Bake Shoppe is in compliance with posted hours for Sunday.

## **6. Citizen/Business Time**

Citizens or business owners may contact the Office of the Selectmen to request to address the Selectmen during citizen/business time. Citizens or business owners who have not contacted the Office of the Selectmen in advance may address the Board of Selectmen on matters of interest to the public for not more than five (5) minutes.

A resident came forward, Mr. Chris Mellen of Parham Road, a quick note that National Grid is in town to trim limbs that lean or are close to the road.

## **7. Correspondence**

A list of correspondence will be included with approved meeting minutes per the requirements of the Massachusetts Open Meeting Law and may be posted online at [www.tyngsboroughma.gov](http://www.tyngsboroughma.gov). Copies of correspondence may be requested from the Office of the Board of Selectmen.

The correspondence was read and the Board vote 5-0 on a motion by Selectwoman Coughlin, second by Selectman Lambert to accept the correspondence as read. A letter from MASSDOT was received with information about the property on Indian Lane; the Board will ask the Senator and Representative to intervene on behalf of the town. A letter from the Solid Waste Collector informs the Board that the fee will increase to \$40,000 for FY 13.

## **8. Selectmen's Reports**

- Selectman Coughlin – Energy & Environmental Affairs /Licenses /Insp/Util/Transportation/Base Compact

The Planning Board needs to identify the # of Roads for acceptance. Agrees that the minutes need to be approved. The EEAC identified a new Mass Energy Group, the street light consultant agrees to not purchase the underground lighting. The insulation project is on going, the electric charging station will be placed at the Highway Garage, Town Hall and at the center. Meetings for the Stretch Code is scheduled for April 10, 2012 and the HVAC is schedule for March 15, 2012. I did attend the hearing for the MBTA. The power outage over the weekend Michael and I worked with National Grid on the issues. ComCast deliberations are ongoing for contract renewal. The Nashua Regional Planning Commission and the City of Nashua announced the award of \$195,000 from the Federal Highway Administration to conduct a study in support of a southbound off ramp on US Route 3 at Exit 36 in Tyngsborough, MA. The proposal represents a true regional initiative and establishes an interstate partnership between the NRPC and NMCOG Metropolitan Planning Org. The Board voted 5-0 on a motion by Selectwoman Coughlin to notify the NRPC and NMCOG that we are interested with working with them on the study for the southbound exit 36. The Base Compact was integrated into the Veterans' Agent's job description and would like the Board to authorize the Agent to start participating in the Community Covenant. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectman Lambert to authorize the Veterans' Agent to start participating in the Base Compact Covenant.

- Selectman Reault – Northern Middlesex Council Of Government

Selectman Reault would like to meet with the Planning Board and Town Counsel to discuss the acceptance of roads ready for Annual Town Meeting. The Old Town Hall Building Project, we have advertised for the owner project manager once the position is filled will go out to advertise the RFP.

- Selectman Jackson – The School Committee is presenting their budget on Tuesday night. Thanked Selectman Lambert for bringing up the many minutes that need to be approved. And finally the Board is working on road acceptance and is following the process more to follow.

- Selectman Curseaden – Technology, Pawtucket Blvd Project, Abandoned Homes

The funding source for the lease of the 7 iPads has been identified and will proceed. Mr. Brian Pauley has been over to Mrs. Closey's property to speak to her about the clean up in front of her home. Verizon's work to transfer cables has been holding up the clean up process. They will work on the relocating the wires and the painting of the lines. The Board received pictures and a letter from Mr. Stoltzman on the number of abandon buildings and the many in disrepair. The Board voted 5-0 on a motion by Selectman Curseaden, second by Selectman Jackson to have the Building Commissioner to review the program that he is familiar with and to send comments to the Board.

- Selectman Lambert – The Highway Department has clearing away debris from the Upton Pond and the appearance has improved, the bittersweets are gone and the beauty of the pond is enhanced. I am currently reviewing the plans for the restoration of the old town hall bldg. and lastly there are a large number of minutes that have not yet been approved, would like to see if we can approve them on Monday March 12.

## **9. Town Administrator's Reports**

- Response to Selectmen's Requests

I have attached a copy of a guide to Zoning By-law amendments provided by Town Counsel and correspondence regarding the Town's enrollment in the federal auction program.

- Budget

You will find a copy of the current FY13 Revenue/Expenditure worksheet.

- Departmental Information

Attached you will find a copy of information from the Fire Chief on ambulance and other responses, the Chief and BoFE are planning to revisit the ambulance feasibility study of a few years ago. The Chief will also likely be requesting an additional \$50,000 for next year's budget to go to 7 day coverage in Station One. You will also find a first proposal worksheet submitted by Republic Services to the four-town procurement group.

- Contracting/Procurement

I will be meeting with the consultant regarding the purchase of the street light system this week.

- Other

Attached is a copy of correspondence with a resident. Also attached is a copy of the response I have submitted to the 2011 Governmental Units Survey. Phelan Engineering was at the Barn this past Thursday, and is drawing up a scope of work to be shopped around to prospective bidders for quotes to restore the foundation and stabilize the building.

## **10. Work Session – No Work Session This Evening**

### **11. Executive Session**

The board may move to go into executive session to discuss strategy with respect to collective bargaining, litigation, or exempt negotiations if an open meeting may have a detrimental effect on such subject matters.

- Collective Bargaining

The Board voted on a motion by Selectman Jackson, second by Selectman Lambert to enter into Executive Session to discuss strategy with respect to collective bargaining, as an open meeting may have a detrimental effect on such subject matters and to return to open session only to adjourn.

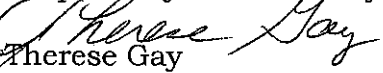
Roll Call Vote: Selectman Lambert, yes; Selectman Curseaden, yes; Selectwoman Coughlin, yes; Selectman Jackson, yes; Selectman Reault, yes.

The Board entered into executive session at 9:15 P.M.

## **12. Adjournment**

The Board voted 4-0 on a motion by Selectman Lambert, second by Selectman Jackson to adjourn the meeting. The meeting adjourned at 11:31 PM.

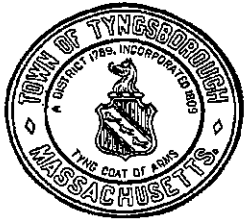
Respectfully Submitted by

  
Therese Gay  
Admin Assistant

Approved on May 14, 2012

# Board of Selectmen Correspondence - Week of February 24, 2012

[illegible]



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Tyngsborough, MA 01879

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- Selectman Jackson –
- Selectman Curseaden – Technology, Pawtucket Blvd Project, Abandoned Homes
- Selectman Lambert –

**9. Town Administrator's Reports**

- Response to Selectmen's Requests
- Budget
- Departmental Information
- Contracting/Procurement

- Other

**10. Work Session (if needed)**

**11. Executive Session (if needed)**

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- Collective Bargaining

**12. Adjournment**

**Future Meetings**

**Selectmen's Meeting Monday, March 12, 2012 at 6:00 PM at the Town Offices**

**Selectmen's Meeting Monday, March 26, 2012 at 6:00 PM at the Town Offices**

**Selectmen's Meeting Monday, April 9, 2012 at 6:00 PM at the Town Offices**

**Selectmen's Meeting Monday, April 30, 2012 at 6:00 PM at the Town Offices**